

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

PSN ILLINOIS, LLC,	)	
an Illinois corporation,	)	
	)	
Plaintiff,	)	Case No. 07 C 7190
	)	
v.	)	The Honorable William J. Hibbler
	)	
ABCAM, Inc., et al,	)	Magistrate Judge Valdez
	)	
Defendants.	)	

**PSN ILLINOIS, LLC’S REPLY TO DEFENDANT  
LIFESPAN BIOSCIENCES, INC.’S COUNTERCLAIM**

Plaintiff PSN ILLINOIS, LLC (“PSN”) replies to the Counterclaim of Defendant LifeSpan BioSciences, Inc. (“LifeSpan”), by its undersigned attorney as follows:

1. This lawsuit is a civil action arising under the patent laws of the United States, including 35 U.S.C. §§ 1 *et seq.*, and under the Declaratory Judgments Act, 28 U.S.C. § 2201.

**RESPONSE:** PSN admits the allegations in paragraph 1.

2. On information and belief, PSN is a limited liability company organized under the laws of the State of Illinois and having a principal place of business at 280 W. Adams Street, Chicago, Illinois 60604.

**RESPONSE:** PSN admits to having an address at 280 West Adams Street, Chicago, Illinois; otherwise, denied.

3. This Court has subject matter jurisdiction over this action pursuant to 28 U.S.C. §§ 1331, 1338(a), and 2201. Additionally, this Counterclaim is compulsory and therefore is within the ancillary jurisdiction of this Court.

**RESPONSE:** PSN admits the allegations in paragraph 3.

4. This Court has personal jurisdiction over the plaintiff/counterdefendant, PSN ILLINOIS, LLC, because, among other reasons, it is a resident of this judicial district and because it has purposely availed itself of the benefits and protection of the laws of the State of Illinois by filing this lawsuit.

**RESPONSE:** PSN admits the allegations in paragraph 4.

5. PSN claims to be the assignee of, and to own all rights, title, and interest in and to, and to have standing to sue for past, present, and future infringement of United States Patent No. 5,856,443, *Molecular Cloning And Expression of G-Protein Coupled Receptors* and United States Patent No. 6,518,414, *Molecular Cloning And Expression of G-Protein Coupled Receptors*, [hereafter collectively “the patents-in-suit”], which patents are the basis of and are attached to PSN’s Complaint.

**RESPONSE:** PSN admits that it is the assignee of, owns all rights, title, and interest in and to, and has standing to sue for past, present and future infringement of United States Patent No. 5,856,443, *Molecular Cloning And Expression of G-Protein Coupled Receptors* and United States Patent No. 6,518,414, *Molecular Cloning And Expression of G-Protein Coupled Receptors*, which are the basis for this lawsuit.

6. PSN asserts that LifeSpan infringed the patents-in-suit.

**RESPONSE:** PSN admits the allegation contained in paragraph 6.

7. LifeSpan does not and has not infringed any claims of the patents-in-suit, literally or by equivalents, directly or indirectly, or in any other manner.

**RESPONSE:** PSN denies the allegation contained in paragraph 7.

8. There is a substantial and continuing justiciable controversy between the parties as to infringement of the patents-in-suit by LifeSpan.

**RESPONSE:** PSN admits the allegation contained in paragraph 8.

WHEREFORE, Plaintiff/Counterdefendant PSN ILLINOIS, LLC, prays this Court enter judgment in its favor and against LifeSpan BioSciences, Inc., and deny each subsection A-D of relief requested by LifeSpan BioSciences, Inc. in its counterclaim.

**JURY DEMAND**

PSN requests a jury as to all issues raised not only by its Complaint, but also by LifeSpan's counterclaims and/or PSN's reply thereto.

Respectfully submitted,

Dated: April 10, 2008

s/ Michael P. Mazza  
One of Plaintiff's Attorneys

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**CERTIFICATE OF SERVICE**

I certify that a true and correct copy of **PSN Illinois, LLC's Reply to Defendant LifeSpan BioSciences, Inc.'s Counterclaim** was electronically served on all counsel of record as a result of the CM/ECF filing of this document, on April 10, 2008:

By: s/ Robert L. Dawidiuk  
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